

REMARKS/ARGUMENTS

Claims 1 and 9-32 are active. Claim 1 has been amended to replace the term “derivative” with the term —compound—as preferred by the Examiner. Claim 1 has also been amended to remove nonelected subject matter and is now directed to compounds where D is a 5-membered heterocyclic ring containing sulfur. Support for the terms “hydrate or solvate” also added to this claim is found in the specification at page 69, line 23. The particular sulfur-containing rings described by Claims 8-11 find support in the specification at page 10, lines 1-10. New Claim 12 tracks and finds support in original Claim 3, and new Claim 13 in original Claim 5. Claims 14-16 find support in the list of compounds on pages 17-23 of the specification. Claims 17 and 18 find support on page 69, lines 20-24, of the disclosure. The salts described by Claims 19-23 are also described in the specification on page 15. Composition Claim 24 replaces original Claim 6. Compositions, such as those described by Claims 24-28, find support in the specification on pages 70-74. The methods of Claims 29-31 find support on page 5 of the disclosure, and that of Claim 32 on page 5 and in the example starting at page 76. Accordingly, the Applicants do not believe that any new matter has been added. Favorable consideration is respectfully requested.

Election/Restriction

The Restriction Requirement has been made final. As requested, the claims are now directed to compounds in which D is a 5-membered heterocyclic ring containing sulfur.

Rejection—35 U.S.C. 112, second paragraph

Claims 1-3 and 6-8 were rejected under 35 U.S.C. 112, second paragraph, as being indefinite. These rejections are moot in view of the amended claim language.

Claim Objections

Claims 1-3 and 6-7 were objected to as containing non-elected subject matter. These objections are moot in view of the amendment of the claims.

Information Disclosure Statement

The Applicants respectfully request that the Examiner provide them with a copy of Form 1449 acknowledging the consideration of U.S. Patent No. 5,280,032.

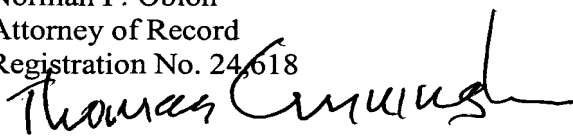
Conclusion

In view of the above amendments and remarks, the Applicants respectfully submit that this application is now in condition for allowance. Early notification to that effect is earnestly solicited.

Respectfully submitted,

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